

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6144

BILL NUMBER: SB 168

NOTE PREPARED: Apr 30, 2013

BILL AMENDED: Apr 26, 2013

SUBJECT: Chemical Tests for Intoxication.

FIRST AUTHOR: Sen. Head

FIRST SPONSOR: Rep. McMillin

BILL STATUS: Enrolled

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: The bill provides that a bodily substance sample may be obtained by any person qualified through training, experience, or education to obtain a bodily substance sample. The bill provides that a law enforcement officer may not obtain a blood sample if the blood sample is to be obtained from another law enforcement officer as a result of the other law enforcement officer's involvement in an accident or alleged crime.

The bill permits a law enforcement officer who is otherwise qualified to obtain a bodily substance sample under this section to obtain a bodily substance sample from a person who is not a law enforcement officer only if: (1) before January 1, 2013, the officer obtained a bodily substance sample from an individual as part of the officer's official duties as a law enforcement officer; and (2) the person consents to the officer obtaining a bodily substance sample, or taking the bodily substance sample from the individual is authorized by a search warrant.

Effective Date: July 1, 2013.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: To the extent that a local law enforcement agency would be prohibited from obtaining blood samples, that law enforcement agency may see an increase in costs to transport and draw blood from a suspect at a hospital.

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected: Law enforcement agencies.

Information Sources:

Fiscal Analyst: Chris Baker, 317-232-9851.